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U.S. NAVAL CRIMINAL INVESTIGATIVE SERVICE

REPORT OF INVESTIGATION (CLOSED ONLY)

04OCT17

SEXUAL ASSAULT - ADULT (II)

CONTROL: 03OCT17-FEOK-0347-8SMA/C

I/REPORT OF ALLEGED ABUSIVE SEXUAL CONTACT BETWEEN INMATE AND GUARD
WITHIN THE JOINT FORCES BRIG/CAMP HANSEN, OKINAWA, JAPAN

COMMAND/JOINT FORCES BRIG/67400

MADE AT/FEOK/RESIDENT AGENCY OKINAWA (b)(6), (b)(7)(C), SPECIAL AGENT

REFERENCE(S)

(A) USAFOSI Informational Report Number 33010170462320/03OCT17

EXHIBIT(S)

- (1) Memorandum for the Record ICO (b)(6), (b)(7)(C) 17
- (2) IA: Results of Interview of AB (b)(6), (b)(7)(C) 40Oct17
- (3) IA: Results of Interrogation of (b)(6), (b)(7)(C) USMC/03Oct17
- (4) IA: Acquisition and Review of CCTV Footage/04Oct17

NARRATIVE

1. This reactive investigation was initiated pursuant to alleged violations of Article 120 (Abusive Sexual Contact) of the Uniform Code of Military Justice (UCMJ).

2. On 02Oct17, Reporting Agent (RA) was notified by CWO3 (b)(6), (b)(7)(C) USMC, Commanding Officer, Joint Forces Brig (JFB), Marine Corps Installations Pacific (MCIPAC), of an abusive sexual contact between inmate AB (b)(6), (b)(7)(C) USAF, and staff member LCpl (b)(6), (b)(7)(C) USMC, JFB, MCIPAC. CWO3 (b)(6), (b)(7)(C) reported that AB (b)(6), (b)(7)(C) had filed an official grievance with the brig alleging that he was "groped" by LCpl (b)(6), (b)(7)(C) during a routine pat down search on 12Sep17. CWO3 (b)(6), (b)(7)(C) provided RA with a "Memorandum for the Record" (MFR) following a preliminary investigation conducted by his command. The MFR provided to RA documented that as a result of the aforementioned preliminary investigation there was no indication that LCpl (b)(6), (b)(7)(C) acted outside standard operating procedures while conducting the questioned pat down search of AB (b)(6), (b)(7)(C). A copy of the MFR, dated 14Sep17, is attached as Exhibit (1).

3. On 03Oct17, RA and Special Agent (b)(6), (b)(7)(C) U.S. Air Force Office of Special Investigations (USAFOSI), interviewed AB (b)(6), (b)(7)(C) in reference to his 12Sep17 grievance. AB (b)(6), (b)(7)(C) Special Victims Counsel (SVC), Capt (b)(6), (b)(7)(C) USAF, was in attendance via phone. AB (b)(6), (b)(7)(C) was advised of services and given the appropriate victim assistance information by USAFOSI. AB (b)(6), (b)(7)(C) stated that since being confined to the JFB in June 2017, LCpl (b)(6), (b)(7)(C) has conducted two pat down searches on him, and that during both of those searches LCpl (b)(6), (b)(7)(C) touched his genitals. AB (b)(6), (b)(7)(C) described the touching as a "graze," and continued that it made him feel "awkward." The interview was video recorded and a copy was burned to a DVD. The results of AB (b)(6), (b)(7)(C) interview, as well as a copy of the aforementioned DVD, are appended as Exhibit (2).

4. On 03Oct17, RA interrogated LCpl (b)(6), (b)(7)(C) subsequent to LCpl (b)(6), (b)(7)(C) waiving his Article 31b Rights. LCpl (b)(6), (b)(7)(C) stated that he couldn't recall how many times he had searched AB (b)(6), (b)(7)(C) since he (AB (b)(6), (b)(7)(C)) has been confined within the JFB, and stated that he conducts approximately nine to twelve pat down searches on inmates during one work shift. LCpl (b)(6), (b)(7)(C) stated that the inmates get patted down three times a day, once after every meal. LCpl (b)(6), (b)(7)(C) couldn't recall either of the particular incidents in question, and stated that he conducts pat down searches the same way on every inmate. LCpl (b)(6), (b)(7)(C) described the technique he uses during his searches as those taught to him during his Marine Corps Corrections training, "top to bottom then left to right." The results of LCpl (b)(6), (b)(7)(C) interrogation, and a DVD capturing his interrogation, are attached as Exhibit (3).

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5. On 04Oct17, CWO3 (b)(6), (b)(7)(C) provided RA with a DVD containing five (5) video clips of pat down searches conducted on AB (b)(6), (b)(7)(C) since 01Aug17. According to CWO3 (b)(6), (b)(7)(C) the five pat down searches maintained on the DVD are the only five searches that LCpl (b)(6), (b)(7)(C) has preformed on AB (b)(6), (b)(7)(C) since the aforementioned timeframe. A review of the video revealed nothing suspect in the manner in which LCpl (b)(6), (b)(7)(C) preformed his pat down searches on AB (b)(6), (b)(7)(C). A copy of the DVD is appended within Exhibit (4).

6. On 02Oct17, 04Oct17 and 05Oct17, (b)(6), (b)(7)(C) CIV, Kadena Sexual Assault Response Coordinator and Maj (b)(6), (b)(7)(C) SMC, Legal Service Support Section, MCIPAC were briefed and collaborated with. Maj (b)(6), (b)(7)(C) concurred that the elements of Article 120 were not met and LCpl (b)(6), (b)(7)(C) was conducting his official duties and acting according to policy. On 05Oct17, CWO3 (b)(6), (b)(7)(C) and LtCol (b)(6), (b)(7)(C) USMC, H&S BN XO, were briefed and apprised of the closure of this investigation. Additionally, AB (b)(6), (b)(7)(C) command and VLC were briefed of the investigation's disposition by USAFOSI via USAFOSI Informational Report Number 33010170462320.

7. Due to the elements of Article 120 not being met, additional investigative endeavors such as crime scene examination, witness interviews, etc. were not conducted. This investigation is closed.

PARTICIPANTS

(b)(6), (b)(7)(C) SPECIAL AGENT, USAFOSI, KADENA AFB

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INFO :Command/FEFO/002P

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REPORT OF INVESTIGATION (CLOSED ONLY)

18APR17

SEXUAL EXPLOITATION - CHILD (II)

CONTROL: 11APR17-FEOK-0147-8EMA/C

(b)(6), (b)(7)(C)

COMMAND/DOD INTEREST/00000

MADE AT/FEOK/RESIDENT AGENCY OKINAWA/(b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) IA: RESULTS OF UC COMMUNICATION WITH (b)(6), (b)(7)(C) 11Apr17
- (2) IA: RESULTS OF APPREHENSION OF (b)(6), (b)(7)(C) 11Apr17
- (3) IA: RESULTS OF DATABASE CHECKS/11APR17

NARRATIVE

1. This proactive investigation was initiated to provide limited investigative assistance to the Air Force Office of Special Investigations (AFOSI), pursuant to suspected violations of Uniform Code of Military Justice, Article 80 (Attempts), Article 120b (Rape and Sexual Assault of a Child).

2. On 30Mar17, while acting in a shallow undercover (UC) capacity posing as a fifteen (15) year old female, NCIS Investigator (b)(6), (b)(7)(C) was contacted via Craigslist anonymous email system by a person utilizing username (b)(6), (b)(7)(C). This contact was in response to an advertisement the UC placed on Okinawa Craigslist "personals-strictly platonic" on 28Mar17, which stated "Spring Break Fun -w4m - my younger sister is coming in during spring break. Would like to meet some cool people to hang out with." On 31Mar17, the conversation transitioned to a second anonymous internet social media application, Kik Messenger, wherein the subject utilized display name of (b)(6), (b)(7)(C) and username of (b)(6), (b)(7)(C). Using photos the subject sent of himself and social media searches, the subject was identified as (b)(6), (b)(7)(C), Senior Airman, US Air Force, 18th Logistics Readiness Squadron, Kadena Air Base, Okinawa, Japan (b)(6), (b)(7)(C). During the conversations, (b)(6), (b)(7)(C) acknowledged the age of the UC as fifteen (15) multiple times, escalated the conversation in a sexual direction, used lewd language to discussed sexual topics, and asked to meet the UC to engage in sexual contact. Exhibit (1) pertains.

3. On 11Apr17, (b)(6), (b)(7)(C) made arrangements to meet the UC at what he believed to be her private residence aboard Kadena Air Base, Okinawa, Japan. At approximately 1600, 11Apr17, (b)(6), (b)(7)(C) drove his personal vehicle to the location and was subsequently apprehended by NCIS agents when he arrived at the front door of the residence. Following his full identification as a U.S Air Force member, custody of (b)(6), (b)(7)(C) was transferred to Special Agent (b)(6), (b)(7)(C) Air Force Office of Special Investigations (AFOSI), Detachment 624, Kadena Air Base. His personal property, to include identification, a cellphone, and a package of condoms, were also provided to AFOSI. Exhibit (2) pertains.

4. On 11Apr17, Database checks revealed no criminal history for (b)(6), (b)(7)(C). The Joint Personnel Adjudication System (JPAS) revealed (b)(6), (b)(7)(C) is eligible for a Secret security clearance. Exhibit (3) pertains.

5. Special Agent (b)(6), (b)(7)(C) advised AFOSI would assume full jurisdiction over captioned investigation, and that they did not require further investigative assistance from NCIS. This investigation is closed.

DISTRIBUTION

NCISHQ:23B2

INFO :FEFO/002P/USAF Office of Special Investigations,

Kadena Air Base, Okinawa (Attn: SA (b)(6), (b)(7)(C) (H)

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Page 1 of 2

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Page 2 of 2

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0043

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REPORT OF INVESTIGATION (CLOSED ONLY)

02AUG17

SEXUAL EXPLOITATION - CHILD (II)

CONTROL: 02AUG17-FEOK-0298-8EMA/C

(b)(6), (b)(7)(C)

COMMAND/AIR FORCE KADENA AIR BASE/00000

MADE AT/FEOK/RESIDENT AGENCY OKINAWA (b)(6), (b)(7)(C) SPECIAL AGENT

EXHIBIT(S)

- (1) IA: RESULTS OF UNDER COVER COMMUNICATION WITH (b)(6), (b)(7)(C) 02AUG17
- (2) IA: APPREHENSION OF (b)(6), (b)(7)(C) 02AUG17

NARRATIVE

1. This proactive investigation was initiated to provide limited investigative assistance to the Air Force Office of Special Investigations (AFOSI), pursuant to suspected violations of Article 80 (Attempts), Article 120b (Rape and Sexual Assault of a Child), and 134 (Indecent Language to a Minor).

2. On 12Jul17, while acting in a shallow undercover (UC) capacity, posing as a fifteen (15) year old female, Participant (b)(6), (b)(7)(C) Joint Child Crimes Task Force (JCCTF) was contacted by (b)(6), (b)(7)(C), later identified by OSI as A1C (b)(6), (b)(7)(C), USAF, 18th Munitions Command, Okinawa, on Whisper and KiK Messenger. (b)(6), (b)(7)(C) discussed sexual topics, and asked to meet for sexual contact. (b)(6), (b)(7)(C) solicited for oral and vaginal sex. Exhibit (1) pertains.

3. On 02Aug17, (b)(6), (b)(7)(C) made arrangements to meet the UC, at what he believed to be her private residence aboard Kadena Air Base, Okinawa, Japan. (b)(6), (b)(7)(C) was taken into custody when he arrived at the front door of the residence. (b)(6), (b)(7)(C) drove his personal vehicle to the location. (b)(6), (b)(7)(C) was released to SA (b)(6), (b)(7)(C) AFOSI, and his personal property, to include condoms found on his person, were seized and retained by OSI. Exhibit (2) pertains.

4. SA (b)(6), (b)(7)(C) advised OSI would assume jurisdiction over captioned investigation. OSI conducted follow on searches, photographic documentation of evidence, the interview of (b)(6), (b)(7)(C) Records checks, and Command notifications. SA (b)(6), (b)(7)(C) stated no additional assistance was needed from NCIS.

5. On 03Aug17, SA (b)(6), (b)(7)(C) OSI, notified NCIS (b)(6), (b)(7)(C) had admitted culpability to the aforementioned crimes but was not placed in pre trial confinement.

6. Members of the JCCTF will be available in the future to participate in any and all criminal or administrative proceedings. This investigation is closed.

DISTRIBUTION

NCISHQ:0023

INFO :AFOSI KADENA AFB (SA (b)(6), (b)(7)(C) (H)/FEFO